Application Number	R		Reexamination	pplicant(s)/Patent under reexamination	
Document Code - DISQ	İ	Internal De	ocument – DO	cument – DO NOT MAIL	
TERMINAL DISCLAIMER	☑ APPROVED		☐ DISAPP	☐ DISAPPROVED	
Date Filed : February 3, 2006	This patent is subject to a Terminal Disclaimer		·		
Approved/Disapproved b	y:				
Henry D. Jefferson					

U.S. Patent and Trademark Office

T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

Date:			08-Feb-06	APPL. S. N:	10004326				
To Exam	iner:		HO, TUAN VAN	Art Unit	2612				
From			Jefferson, Henry PARALEGAL SPCECIALIST	Return This Memo To: C Drop-Off Location	JEF-2D68				
SUBJEC.	r: Decision	on on Ter	minal Disclaimer(T.D.) filed:						
form para or have a	agraphs i any quest	dentified ions, ple	by this informal memo in your ase see me or the Special Progr	next Office action to notify appli ram Examiner. THIS IS AN INFO					
please in	itial, date	and retu	irn this memo to me. THANK Y	ου.					
V	The T.D.	is PROP	ER and has been recorded (see	14.23).					
	The T.D.	is NOT P	ROPER and has not been accep	oted for the reason(s) checked be	elow (see 14.24):				
		The TD	fee of has not been su	bmitted nor is there any authori	zation in the application file for the				
		The T.D. does not satisfy Rule 321 in that the person who has signed the T.D. has not stated the extent of his/her interest (and/or the extent of the interest of the business entity represented by the signature) in the application/patent (see 14.26 & 14.26.01).							
		The T.D. lacks the enforceable only during common ownership clause – needed to overcome a non-statutory double patenting rejection, Rule 321(b) (see 14.27.01).							
		The T.D. is directed to a particular claim(s), which is not acceptable since "the disclaimer must be for a terminal portion of the term of the entire patent to be granted" (MPEP 1490) (see 14.26 & 14.26.02).							
		The person who signed the T.D.:							
			is not an attorney "of record"	(see 14.29 and 14.29.01).					
			has failed to state his/her cap	acity to sign for the business ent	ity (see 14.28).				
			is not recognized as an officer	of the assignee (see 14.29 & po	ssible 14.29.02).				
		No documentary evidence of a chain of title from the original inventor(s) to assignee has been submitted, nor is the reel and frame number specified as to where such evidence is recorded in the Office (see 37 CFR 3.73(b) and 1140 O.G. 72). NOTE: This documentary evidence or the specifying of the reel an frame number may be found in the T.D. or in a separate paper of record in the application (see 14.30).							
		The T.D. is not signed (see 14.26 & 14.26.03).							
		The serial number of the application (or the number of the patent) which forms the basis for the double patenting rejection is missing or incorrect (see 14.32).							
		The serial number of this application (or the number of the patent in reexam or reissue cases being disclaimed is missing or incorrect (see 14.26, 14.27.02 or 14.26.05).							
		The period disclaimed is incorrect or not specified (see 14.26, 14.27.02 or 14.26.03).							
		Other:			<u>a</u>				
		Suggestion to request refund (see 14.36). NOTE: If already authorized, credit refund to deposit account and do not check this item.							
have ap	propriate	ly notifie	d applicant(s) of the status of t	he Terminal Disclaimer filed in th	is case.				
Ex.Initials	5:		Date:		Log Date:				

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CERTIFICATE OF FACSIMILE TRANSMISSION 37 C.F.R. § 1.8

WONG CABELLO

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office at 571/273-8300 on the date below.

02-03-2006

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

§

In re Application of:

Thao D. Hovanky

CUSTOMER NO. 29855

Confirmation No. 8287

Serial No. 10/004,326

Docket No. 199-0127US

Filed: November 14, 2001

Art Unit: 2615

For: System and Method for Rotatably

Positioning a Camera or Similar Article About Two Orthogonal Axes Examiner: Tuan Ho

TERMINAL DISCLAIMER

Commissioner for Patents P.O. Box 1450 Alexandria VA, 22313-1450

Pursuant to Rule 3.73(b) and Rule 1.321, I, Billy C. Allen III, represent that I am an authorized attorney of record for the above-referenced application and therefore authorized to act on behalf of the assignee. The Assignee of record for the abovereferenced application is Polycom, Inc. as evidenced by the assignment recorded at Reel 009686, Frame 0124, who owns a 100% interest in the above-referenced application.

The Assignee hereby agrees that any part of the statutory term of any patent granted on the above-referenced application that extends beyond the expiration date of U.S. Patent No. 6,356,308 (the '308 patent), as measured in accordance with 35 U.S.C. §§ 154-56, 173 and with respect to any terminal disclaimer filed with respect to the '308

patent (the "expiration date of the '308 patent"), is hereby disclaimed, except as provided below. It is agreed that any patent granted on the above-referenced application shall be enforceable only for and during such period that any such granted patent is commonly owned with the '308 patent. It is further agreed that this terminal disclaimer applies to any patent granted on the above-referenced application and is binding upon any grantee and/or its successors or assigns.

However, the Assignee does not disclaim any part of the statutory term of any patent granted on the above-referenced application that extends to the expiration date of the '308 patent, in the event that, before the expiration date of the '308 patent, the '308 patent: expires for failure to pay a maintenance fee; is held unenforceable; is found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321; has all claims canceled by reexamination certificate; or is reissued in any manner.

Respectfully submitted,

Date

Billy C. Allen III, Reg. No. 46,147

Customer No. 29855
WONG, CABELLO, LUTSCH,
RUTHERFORD & BRUCCULERI, L.L.P.
20333 State Highway 249, Suite 600
Houston, TX 77070
832/446-2400
832/446-2424 (facsimile)
wcpatent@counselip.com